

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA, ) CASE NO. 07-45M  
)  
Plaintiff, )  
)  
v. )  
) DETENTION ORDER  
MARTIN A. JOHN, )  
)  
Defendant. )  
\_\_\_\_\_ )

Offense charged: Sexual Abuse of a Minor

Date of Detention Hearing: February 5, 2007

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds that no condition or combination of conditions which defendant can meet will reasonably assure the safety of other persons and the community.

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

1. Defendant is charged by complaint with the sexual abuse of two minors who are his stepdaughters.

01           2.       According to records reviewed by Pretrial Services, defendant allegedly admitted  
02 to prior sexual molestation of a minor in the 1980s.

03           3.       Defendant's daughter offers her second home as a residence for defendant. In  
04 considering the possibility of less restrictive conditions of release, as contrasted with detention,  
05 the Court has considered GPS or Electronic Monitoring. These programs would allow for  
06 monitoring of the defendant's whereabouts, but would not provide monitoring of visitors into the  
07 defendant's residence.

08           4.       Defendant is not found to pose a risk of nonappearance. However, he does pose  
09 a risk of danger to the community due to alleged self admitted history of sexual abuse of a minor  
10 and the nature of the instant offense.

11           5.       There does not appear to be any condition or combination of conditions that will  
12 reasonably address the danger to other persons or the community.

13 It is therefore ORDERED:

14           (1)       Defendant shall be detained pending trial and committed to the custody of the  
15 Attorney General for confinement in a correction facility separate, to the extent  
16 practicable, from persons awaiting or serving sentences or being held in custody  
17 pending appeal;

18           (2)       Defendant shall be afforded reasonable opportunity for private consultation with  
19 counsel;

20           (3)       On order of a court of the United States or on request of an attorney for the  
21 Government, the person in charge of the corrections facility in which defendant is  
22 confined shall deliver the defendant to a United States Marshal for the purpose of

01 an appearance in connection with a court proceeding; and

- 02 (4) The clerk shall direct copies of this Order to counsel for the United States, to  
03 counsel for the defendant, to the United States Marshal, and to the United States  
04 Pretrial Services Officer.

05 DATED this 5th day of February, 2007.

06 

07 Mary Alice Theiler  
08 United States Magistrate Judge  
09  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22